GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Srikakulam District - Sri K. Ramamohana Rao, the then Tahsildar, Etcherla Mandal, Srikakulam District (now Retired) - Departmental proceedings under rule 20 of A.P.C.S. (CC & A) Rules, 1991 - Articles of charges – Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.RT.No. 533 Dated: 17-06-2020.

Read the following:-

1. G.O.Ms.No.177, Revenue (Vig.III) Department, Dt:17.06.2020
2. G.O.Ms.No.179, Revenue (Vig.III) Department, Dt:17.06.2020

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ORDER:

It is proposed to hold an enquiry against Sri K. Ramamohana Rao, the then Tahsildar, Etcherla Mandal, Srikakulam District (now Retired) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of charges (Annexure—I). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure – III & IV).

3. Sri K. Ramamohana Rao, Tahsildar (Retired) is directed to submit, within 10 days of the receipt of this order, a written statement of his defense.

4. Sri K. Ramamohana Rao, Tahsildar (Retired) is informed that an enquiry will be held only in respect of those articles of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri K. Ramamohana Rao, Tahsildar (Retired) is further informed that if he does not submit his written statement of defense on or before the date specified in Para—3 above, further action will be processed based on the material available.

6. Attention of Sri K. Ramamohana Rao, Tahsildar (Retired) is invited to Rule 24 of A.P.C.S (Conduct) Rules 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri K. Ramamohana Rao, Tahsildar (Retired) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K. Ramamohana Rao, the then Tahsildar, Etcherla Mandal, Srikakulam District (now Retired) through the Chief Commissioner of Land Administration, A.P., Vijayawada.

Copy to:
The Chief Commissioner of Land Administration, A.P., Vijayawada.
The Collector & District Magistrate, Srikakulam District.
Sf/Sc

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI K.RAMAMOHANA RAO, THE THEN TAHSILDAR, ETCHERLA MANDAL, SRIKAKLAM DISTRICT AND NOW RETIRED FROM GOVT SERVICE

Article of Charge – I:

Sri K. Ramamohana Rao, while working as Tahsildar, Etcherla has allegedly colluded with Sri M.Vaudeva Rao, the then VRO (Now Retd), Ponnada Cluster, Etcherla Mandal and irregularly mutated title holder of the lands in Sy.No.514/12,14,15,16 which were in the name of Sir Vajja Balaraju S/o Ramanna (Khata No.2301) and changed in favour of Smt.Hanumanthu Saraswathi W/o Deenabandhu without following due procedure under ROR Act.

And the said Tahsildar has also mutated title holder of the lands irregularly in Sy.No.519/7 for an extent of Ac.2.47 Cents which were in the name of Sri Vajja Bala Raju S/o Ramanna (Khata No.2301) and changes in favour of Smt Hanumanthu Suneetha, W/o Narayana Dora and that the Tahsildar Etcherla has straight away approved the file submitted by the VRO without enquiry report of the MRI and by not circulating through the concerned Senior Assistant and the Dy.Tahsildar of the office.

Thus, Sri K.Ramamohan Rao, the then Tahsildar, Etcherla by his above mentioned act has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Govt Servant and thereby contravened Rule 3 of APCS (Conduct) Rules, 1964.

Article of Charge – II:

Sri K.Ramamohan Rao, while working as Tahsildar, Etcherla has accepted and approved the report of Sri M.Vasudeva Rao, the then VRO, Ponnada Cluster, Etcherla Mandal who was already retired from Govt service on 30.06.2018, though the petitioner has applied for the said mutation on 26.07.2018 through Mee Seva Application No.DLC01180501945 i.e., after retirement of the said VRO and the said Tahsildar ordered for correction the land owner in Sy.No.519/7 for an extent of Ac.2.47 Cents which were in the name of Sri Vajja Bala Raju, S/o Ramanna (Khata No.2301) and changed in favour of Smt Hanumanthu Suneetha, W/o Narayana Dora.

Thus, the said Tahsildar has approved the mutations recommended by the retired VRO without proper enquiry. By the above mentioned act, Sri K.Rammohana Rao, the then Tahsildar, Etcherla Mandal (Now Retired), being a responsible Revenue Officer has failed to maintain absolute integrity, discipline, impartiality, a sense of propriety and behaved in a manner, which is unbecoming of public servant, derogatory to the prestige of Govt which constitutes negligence and dereliction of duties in discharging his legitimate duties. Thus violated Rule 3 of APCS (Conduct) Rules, 1964.

V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI K. SRI K.RAMAMOHANA RAO, THE THEN TAHSILDAR, ETCHERLA MANDAL, SRIKAKLAM DISTRICT AND NOW RETIRED FROM GOVT SERVICE ARE PROPOSED TO BE SUSTAINED

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The Revenue Divisional Officer, Srikakularn vide Rc.No.1164/2018/C Dt:21/08/2018, has reported that one Smt.Hanumanthu Saraswathi w/o Deenabhandhu, Srikakulam town and Smt.Hanumanthu Suneetha W/o Narayana Dora, Srikakularn town have applied for correction of adangal covered by the following survey numbers of Ponnada village, Etcherla Mandal.

SI.No	Name of the Applicant	Mee seva application No & Date	Sy.No	Extent in Ac
1	Smt.Hanumanthu Saraswathi w/o Deenabhandhu	ADLC011804879 Dt:28/06/2018	514/4	2.10
2		ADLC01180487996 Dt: 28/06/2018	514/15	1.78
3		ADLC01180488008 dt: 28/06/2018	514/16	1.75
4		DLC011804870187 Dt: 28/06/2018	514/12	0.50
5	Smt Hanumanthu Suneetha w/o Narayana Dora	DLC011805019455 Dt:26/07/2018	519/7	2.47

The RDO, Srikakularn has submitted that during the enquiry, the following defects were noticed.

1) As verified from the said documents it is found that Sri M. Vasudevara Rao, VRO, Ponnada who retired from Govt. Service on AN of 30/06/2018 has recommended for getting corrections in the webland after his retirement and he has not mentioned the date in his report intentionally.

2) Even though the said VRO was retired from service on 30/06/2018, he recommended the application of Smt Hanumanthu Suneetha W/o Narayana Dora who applied for the said corrections on 26/07/2018 vide Mee Seva No DLC011805019455.

3) Sri K.Ramamohana Rao, the then Tahsildar, Etcherla, who retired from service on the AN of 31/07/2018 has approved the recommendations of the VRO, Ponnada and the date of approval not found.

4) The report of the VRO has not been referred to the MRI, Etcherla for enquiry.

5) The then Tahsildar, Etcherla has straight away approved the file submitted by the VRO without enquiry report of the MRI and also not circulated through the concerned senior assistant and Dy.Tahsildar of the office.

6) Since the outsourcing Computer operator Kum Ch. Suguna was on leave from 24/07/2018 to 29/07/2018, the corrections were got made by Sri K. Arun Kumar, Typist in the web land with the digital key of the Tahsildar on 29/07/2018 as approved by the Tahsildar.

As verified from the Xerox copy of sale deeds, it is found that:

a) It is a Registered Sale Deed executed by Sri Kanukurthi Venkatanarasinga Sudarshan Rao and two others in favour of Smt Hanumanthu Saraswathi

W/o Deenabandu for the lands covered by Sy.No.514/12, 514/14, 514/15 & 514/16 of Ponnada Village vide Regd Sale Deed No. 1337 at: 24/07/2003.

b) Regarding the land purchased by Smt Hanumathu Suneetha, it is Registered Sale Deed No.237/2003 Dt: 25/02/2003 for an extent of Ac 2.47 cents in Sy.No 519/7 of Ponnada Village.

As verified from Pattadar Pass Book/ Title Deeds, it is found that;

a) Smt Hanumanthu Saraswathi W/o Deenabandu was issued Pettadar Pass Book and Title Deed with Khata No.1133 on 26/02/2009, extent of Ac 23.34 which includes the lands covered by Sy.No.514/12, 514/14, 514/15 & 514/16 of Ponnada Village, whereas the Khata No. mentioned in webland adangal as 1129. It is also recorded in Title Deed that the lands were purchased through Regd Sale Deed No.1337, Dt:24/07/2003.

b) Smt Hanumanthu Suneeta W/o Narayana Dora was issued Pattadar Pass Book and Title Deed with Khata No.1136 for total extent of Ac 36.87 cents which includes the land covered by Sy.No.519/77 of ponnada Village.

As verified from IB, it is observed that;

a) The Khata No.1133 is in the name of Sri Bohagapuram Gaddemma W/o Rama rao for an extent of Ac.0.63 cents in Sy.No.190/1.

b) The Khata No.1136 is in the name of Panchireddy Eswara Rao S/o Satyanarayana for an extent of Ac.0.42 cents in Sy.No.261/3.

c) The Khata No.1129 which was entered in Webland in favour of Hanumanthu Saraswathi is not available in IB Register.

d) As could be verified from the IB Register 2nd Vol.issued during the 2010, which is maintained from Khata No.1100, the particulars of lands covered with khata No.1133,1136 issued in favour of Smt Hanumanthu Saraswathi and Hanumanthu Suneetha are not found in the IB Register.

According to the Report of the RDO, Srikakulam, Sri Kallepalli Arun Kumar, Typist has stated that all the webland mutations are being attended by the Computer Operator Viz Smt Ch.Suguna and when the computer operator is on leave, he is attending the mutation work and since the computer operator is on leave from 24/07/2018 to 29/07/2018 and the Tahsildar, Etcherla has approved the proposal and that he made the webland adangal corrections on 29/07/2018 to the following Sy.Nos with the Digital Key of the Tahsildar.

Sl.No	Date/Time of data entry	Sy.No/Extent in Ac.	Pattadar Name before correction with Khata No	Pattadar name after correction
1	29.7.2018 00.00.00	514/14 Ac.2.10 Cents Khata No.1129	Vajja Balaraju S/o Ramanna (2301)	Hanumanthu Saraswathi W/o Deenabandhu
2	29.7.2018 00.00.00	514/15 Ac.1.78 Cents Khata No.1129	Vajja Balaraju S/o Ramanna (2301)	Hanumanthu Saraswathi W/o Deenabandhu
3	29.7.2018 00.00.00	514/16 Ac.1.75 Cents Khata No.1129	Vajja Balaraju S/o Ramanna (2301)	Hanumanthu Saraswathi W/o Deenabandhu
4	29.7.2018 00.00.00	514/12 Ac.0.50 Cents Khata No.1129	Vajja Balaraju S/o Ramanna (2301)	Hanumanthu Saraswathi W/o Deenabandhu
5	29.7.2018 00.00.00	519/ Ac.2.47 Cents Khata No.1129	Vajja Balaraju S/o Ramanna (2301)	Hanumanthu Suneetha W/o Narayana Dora

The RDO, Srikakulam has reported that the following are the lapse of Sri K.Ramamohana Rao, the then Tahsildar, Etcherla Mandal who was retired on Govt. Service on 31/07/2018.

1) Approved the report/recommendations of the Retired VRO as Smt Hanumanthu Suneetha has applied in Mee-Seva on 26/07/2018 vide application No.DLC011805019455 i.e after the retirement of said VRO.

2) The unregistered "Saagu Hakku vidudala Patram" executed by different persons during the period from 2010 to 2013 which are not related to previous pattadars. As verified from the Regd. Sale Deeds, Sri Kanukurthi Venkata Narasinga Sudarshana Rao and two others have sold away the lands in favour of Hanumanthu Saraswathi W/o Deenabandhu vide Doct.No.1337 Dt:24/07/2003.

The Pattadar in webland adangal before taking up these corrections is Sri Vajja Balaraju S/o Ramanna as he purchased the lands from Sri Alapana Nookayya S/o late Durgayya, Sri Alapana Rama Rao S/o Nookayya, Alapana Laxmana, Alapana Atchyuta rao, Alapana Appanna, Alapana Apparao and Alapana Suryanarayana through Regd Doct No.2380/2014, Dt:11/08/2014.

The Tahsildar without verifying the Regd.Documents, IB Register, has approved for deletion of the pattadar Viz Vajja Balaraju S/o Ramanna who purchased during the year 2014 and for replacement of the names of pattadars viz Smt H.Saraswathi & Smt H.Sunnetha those who purchased the land during the year 2003.

3) The remarks of the VRO is not at all proper. The report of the VRO was not referred to the MRI for enquiry and the connected file was not circulated through the concerned Senior Assistant and Dy.Tahsildar and they might have verified the genuineness of the claims. Therefore, it is clear that the then Tahsildar has intentionally got the wabland adangal corrected.

4) It is clear that the then Tahsildar, Etcherla has issued orders for correction of webland adangal before 02 days from the date of his retirement i.e on 31/07/2018, without following the due procedure to favour the applicants.

5) Even though Smt Ch. Suguna, computer Operator was on leave, the Tahsildar got the mutation work done by Sri K. Arun kumar, typist who was not attending this type of work.

Therefore, it is established that there is prima facie case against Sri K. Ramamohena Rao, the then TahSlIclar, Etcheria Mandal, Srikakulam District and now retired.

Hence, the above charges.

V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SRI K.RAMAMOHANA RAO, THE THEN TAHSILDAR, ETCHERLA MANDAL, SRIKAKULAM DISTRICT AND NOW RETIRED FROM GOVT SERVICE ARE PROPOSED TO BE SUSTAINED.

1) Rc.No.1164/2018/C, Dt:21/08/2018 of the RDO, Srikakulam
2) Mee Seva petitions filed by Smt H.Saraswathi, Dt:28/06/2018 and Smt H.Suneetha DT:27/07/2018.
3) Registered Sale Deed No.1337/2003, Dt:24/07/2003.
4) Registered Sale Deed No.237/2003, Dt:25/02/2003.
5) Pattadar Pass Books of Smt.H.Saraswathi and Smt H.Suneetha.
6) IB Register Copies.
7) Statement of Sri K.Arun Kumar, the then Typist, O/o the Tahsildar, Etcherla Mandal.
8) Statement of Sri K.Vykunta Rao, MRI, O/o the Tahsildar, Etcherla and others.
9) Report of Sri M.Vasudeva Rao, the then VRO, Ponnada Cluster, Etcherla Mandal.

V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI K.RAMAMOHANA RAO, THE THEN TAHSILDAR, ETCHERLA MANDAL, SRIKAKULAM DISTRICT AND NOW RETIRED FROM GOVT SERVICE ARE PROPOSED TO BE SUSTAINED.

1) Sri M.V.Ramana, Revenue Divisional Officer, Srikakulam
2) Sri K.Vykunta Rao, MRI, Etcherla Mandal.
3) Sri G.Venkata Ramana, Jr Asst, O/o the Tahsildar, Etcherla Mandal
4) Sri D. Sanyasi Rao, Sr Asst, O/o the Tahsildar, Etcherla Mandal
5) Sri K. Arun Kumar, the then Typist, O/o the Tahsildar, Etcherla Mandal

V.USHARANI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER